



Rep. Jawaharial Williams

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10200HB1869ham001

LRB102 10777 CPF 22999 a

1 AMENDMENT TO HOUSE BILL 1869

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1869 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Cannabis Regulation and Tax Act is amended  
5 by changing Section 15-70 as follows:

6 (410 ILCS 705/15-70)

7 Sec. 15-70. Operational requirements; prohibitions.

8 (a) A dispensing organization shall operate in accordance  
9 with the representations made in its application and license  
10 materials. It shall be in compliance with this Act and rules.

11 (b) A dispensing organization must include the legal name  
12 of the dispensary on the packaging of any cannabis product it  
13 sells.

14 (c) All cannabis, cannabis-infused products, and cannabis  
15 seeds must be obtained from an Illinois registered adult use  
16 cultivation center, craft grower, infuser, or another

1 dispensary.

2 (d) Dispensing organizations are prohibited from selling  
3 any product containing alcohol except tinctures, which must be  
4 limited to containers that are no larger than 100 milliliters.

5 (e) A dispensing organization shall inspect and count  
6 product received from a transporting organization, adult use  
7 cultivation center, craft grower, infuser organization, or  
8 other dispensing organization before dispensing it.

9 (f) A dispensing organization may only accept cannabis  
10 deliveries into a restricted access area. Deliveries may not  
11 be accepted through the public or limited access areas unless  
12 otherwise approved by the Department.

13 (g) A dispensing organization shall maintain compliance  
14 with State and local building, fire, and zoning requirements  
15 or regulations.

16 (h) A dispensing organization shall submit a list to the  
17 Department of the names of all service professionals that will  
18 work at the dispensary. The list shall include a description  
19 of the type of business or service provided. Changes to the  
20 service professional list shall be promptly provided. No  
21 service professional shall work in the dispensary until the  
22 name is provided to the Department on the service professional  
23 list.

24 (i) A dispensing organization's license allows for a  
25 dispensary to be operated only at a single location.

26 (j) A dispensary may operate between 6 a.m. and 10 p.m.

1 local time.

2 (k) A dispensing organization must keep all lighting  
3 outside and inside the dispensary in good working order and  
4 wattage sufficient for security cameras.

5 (l) A dispensing organization must keep all air treatment  
6 systems that will be installed to reduce odors in good working  
7 order.

8 (m) A dispensing organization must contract with a private  
9 security contractor that is licensed under Section 10-5 of the  
10 Private Detective, Private Alarm, Private Security,  
11 Fingerprint Vendor, and Locksmith Act of 2004 to provide  
12 on-site security at all hours of the dispensary's operation.

13 (n) A dispensing organization shall ensure that any  
14 building or equipment used by a dispensing organization for  
15 the storage or sale of cannabis is maintained in a clean and  
16 sanitary condition.

17 (o) The dispensary shall be free from infestation by  
18 insects, rodents, or pests.

19 (p) A dispensing organization shall not:

20 (1) Produce or manufacture cannabis;

21 (2) Accept a cannabis product from an adult use  
22 cultivation center, craft grower, infuser, dispensing  
23 organization, or transporting organization unless it is  
24 pre-packaged and labeled in accordance with this Act and  
25 any rules that may be adopted pursuant to this Act;

26 (3) Obtain cannabis or cannabis-infused products from

1 outside the State of Illinois;

2 (4) Sell cannabis or cannabis-infused products to a  
3 purchaser unless the dispensing organization is licensed  
4 under the Compassionate Use of Medical Cannabis Program  
5 Act, and the individual is registered under the  
6 Compassionate Use of Medical Cannabis Program or the  
7 purchaser has been verified to be 21 years of age or older;

8 (5) Enter into an exclusive agreement with any adult  
9 use cultivation center, craft grower, or infuser.  
10 Dispensaries shall provide consumers an assortment of  
11 products from various cannabis business establishment  
12 licensees such that the inventory available for sale at  
13 any dispensary from any single cultivation center, craft  
14 grower, processor, transporter, or infuser entity shall  
15 not be more than 40% of the total inventory available for  
16 sale. For the purpose of this subsection, a cultivation  
17 center, craft grower, processor, or infuser shall be  
18 considered part of the same entity if the licensees share  
19 at least one principal officer. The Department may request  
20 that a dispensary diversify its products as needed or  
21 otherwise discipline a dispensing organization for  
22 violating this requirement;

23 (6) Refuse to conduct business with an adult use  
24 cultivation center, craft grower, transporting  
25 organization, or infuser that has the ability to properly  
26 deliver the product and is permitted by the Department of

1 Agriculture, on the same terms as other adult use  
2 cultivation centers, craft growers, infusers, or  
3 transporters with whom it is dealing;

4 (7) Operate drive-through windows;

5 (8) Allow for the dispensing of cannabis or  
6 cannabis-infused products in vending machines;

7 (9) Transport cannabis to residences or other  
8 locations where purchasers may be for delivery;

9 (10) Enter into agreements to allow persons who are  
10 not dispensing organization agents to deliver cannabis or  
11 to transport cannabis to purchasers;

12 (11) Operate a dispensary if its video surveillance  
13 equipment is inoperative;

14 (12) Operate a dispensary if the point-of-sale  
15 equipment is inoperative;

16 (13) Operate a dispensary if the State's cannabis  
17 electronic verification system is inoperative;

18 (14) Have fewer than 2 people working at the  
19 dispensary at any time while the dispensary is open;

20 (15) Be located within 1,500 feet of the property line  
21 of a pre-existing dispensing organization;

22 (16) Sell clones or any other live plant material;

23 (17) Sell cannabis, cannabis concentrate, or  
24 cannabis-infused products in combination or bundled with  
25 each other or any other items for one price, and each item  
26 of cannabis, concentrate, or cannabis-infused product must

1 be separately identified by quantity and price on the  
2 receipt;

3 (18) Violate any other requirements or prohibitions  
4 set by Department rules.

5 (q) It is unlawful for any person having an Early Approval  
6 Adult Use Cannabis Dispensing Organization License, a  
7 Conditional Adult Use Cannabis Dispensing Organization, an  
8 Adult Use Dispensing Organization License, or a medical  
9 cannabis dispensing organization license issued under the  
10 Compassionate Use of Medical Cannabis Program Act or any  
11 officer, associate, member, representative, or agent of such  
12 licensee to accept, receive, or borrow money or anything else  
13 of value or accept or receive credit (other than merchandising  
14 credit in the ordinary course of business for a period not to  
15 exceed 30 days) directly or indirectly from any adult use  
16 cultivation center, craft grower, infuser, or transporting  
17 organization in exchange for preferential placement on the  
18 dispensing organization's shelves, display cases, or website.  
19 This includes anything received or borrowed or from any  
20 stockholders, officers, agents, or persons connected with an  
21 adult use cultivation center, craft grower, infuser, or  
22 transporting organization.

23 (r) It is unlawful for any person having an Early Approval  
24 Adult Use Cannabis Dispensing Organization License, a  
25 Conditional Adult Use Cannabis Dispensing Organization, an  
26 Adult Use Dispensing Organization License, or a medical

1 cannabis dispensing organization license issued under the  
2 Compassionate Use of Medical Cannabis Program to enter into  
3 any contract with any person licensed to cultivate, process,  
4 or transport cannabis whereby such dispensing organization  
5 agrees not to sell any cannabis cultivated, processed,  
6 transported, manufactured, or distributed by any other  
7 cultivator, transporter, or infuser, and any provision in any  
8 contract violative of this Section shall render the whole of  
9 such contract void and no action shall be brought thereon in  
10 any court.

11 (s) A dispensing organization must be located at least 500  
12 feet from a facility that provides mental health treatment for  
13 substance abuse. This subsection does not apply to a  
14 dispensing organization in operation on the effective date of  
15 this amendatory Act of the 102nd General Assembly.

16 (Source: P.A. 101-27, eff. 6-25-19; 101-593, eff. 12-4-19.)".